

## Message Text

UNCLASSIFIED

PAGE 01 BRASIL 00758 011526Z

70

ACTION L-03

INFO OCT-01 ARA-16 ISO-00 SCA-01 JUSE-00 PPTE-00 RSC-01

DRC-01 /023 W

----- 036254

R 011240Z FEB 74

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC 1604

INFO AMCONSUL PORTO ALEGRE

UNCLAS BRASILIA 0758

E.O. 11652: N/A

TAGS: CASC (JOY, CHARLES EDWIN)

SUBJECT: EXTRADITION: CHARLES EDWIN JOY

REF: STATE 011832, STATE 12974, PORTO ALEGRE 0012

1. TREATY OF EXTRADITION BETWEEN BRAZIL AND US REQUIRES THAT ALL RELEVANT DOCUMENTS REQUESTING EXTRADITION BE PRESENTED WITHIN SIXTY DAYS OF PROVISIONAL ARREST. JOY ARRESTED PORTO ALEGRE JANUARY 22, 1974. DOCUMENTS MUST THEREFORE BE PRESENTED BY MARCH 21, 1974.

2. REQUIRED ARE "A DULY CERTIFIED OR AUTHENTICATED COPY OF THE WARRANT OF ARREST OR OTHER ORDER OF DETENTION ISSUED BY THE COMPETENT AUTHORITIES OF THE REQUESTING STATE TOGETHER WITH THE DEPOSITIONS UPON WHICH SUCH WARRANT OR ORDER MAY HAVE BEEN ISSUED AND SUCH OTHER EVIDENCE OR PROOF AS MAY BE DEEMED COMPETENT IN THE CASE".

THESE MUST INCLUDE A PRECISE STATEMENT OF THE CRIMINAL ACT OF WHICH THE PERSON SOUGHT IS CHARGED, THE PLACE AND DATE OF THE COMMISSION ON THE CRIME AND THEY MUST BE ACCOMPANIED BY AN AUTHENTICATED COPY OF THE TEXTS OF THE APPLICABLE LAWS OF THE REQUESTING STATE INCLUDING THE LAWS RELATING TO THE LIMITATION OF THE CRIMINAL PROCEEDINGS OR THE ENFORCEMENT OF THE PENALTY FOR THE CRIME FOR WHICH EXTRADITION IS SOUGHT. ALSO INCLUDED SHOULD BE DATA OR RECORDS WHICH WILL PROVE THE IDENTITY

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PAGE 02 BRASIL 00758 011526Z

OF THE PERSON. THESE SHOULD BE ACCOMPANIED BY A DULY

CERTIFIED TRANSLATION OF ALL DOCUMENTS INTO PORTUGUESE.

3. JOY HAS INDICATED DESIRE TO WAIVE EXTRADITION.  
AMEMBASSY AND AMCONSUL PORTO ALEGRE EXPLORING WAYS FOR  
REQUEST TO BE FORMALIZED UNDER BRAZILIAN LAW. EMBASSY  
HAS HANDWRITTEN NOTE FROM JOY "TO WHOM IT MAY  
CONCERN" STATING WILLINGNESS TO WAIVE EXTRADITION AND  
PLEAD GUILTY UPON RETURN TO U.S.  
TUCH

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 01 FEB 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974BRASIL00758  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** BRASILIA  
**Handling Restrictions:** n/a  
**Image Path:**  
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**Office:** ACTION L  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** STATE 011832, STATE 12974, PORTO ALE, GRE 0012  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** kelleyw0  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 08 MAR 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <08 MAR 2002 by elbezejf>; APPROVED <25-Nov-2002 by kelleyw0>  
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30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** EXTRADITION: CHARLES EDWIN JOY  
**TAGS:** CASC, (JOY, CHARLES EDWIN)  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005